

**FITZPATRICK, CELLA, HARPER & SCINTO**

30 Rockefeller Plaza  
New York, NY 10112-3801  
(212) 218-2100

Facsimile: (212) 218-2200

RECEIVED  
CENTRAL FAX CENTER  
NOV 07 2008

**FACSIMILE COVER SHEET**

---

**TO:** Derek L. Woods, Attorney  
Office of Petitions  
United States Patent and Trademark Office

---

**FROM:** John A. Krause

---

**RE:** Response to Decision on Petition Dated October 27, 2008 and Amendment  
to the Specification  
Appln. No. 10/615,289

---

**FAX NO.:** (571) 273-8300

---

**DATE:** November 7, 2008                   **NO. OF PAGES:** 7  
*(including cover page)*

---

**TIME:**   **SENT BY:**

---

**MESSAGE**

**IF YOU DO NOT RECEIVE ALL THE PAGES  
PLEASE CALL 212-218-2100 AS SOON AS POSSIBLE.**

**Note:** We are transmitting from a Canon Model FAX-L770  
(compatible with any Group I, Group II or Group III machine).

THIS FACSIMILE MESSAGE AND ACCOMPANYING DOCUMENTS ARE INTENDED ONLY FOR THE USE OF THE ADDRESSEE INDICATED ABOVE. INFORMATION THAT IS PRIVILEGED OR OTHERWISE CONFIDENTIAL MAY BE CONTAINED THEREIN. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, REVIEW OR USE OF THIS MESSAGE, DOCUMENTS OR INFORMATION CONTAINED THEREIN IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE OR FACSIMILE AND MAIL THE ORIGINAL TO US AT THE ABOVE ADDRESS. THANK YOU.

RECEIVED  
CENTRAL FAX CENTER  
NOV 07 2008

03500.017379.

PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
MASAHIKO KUBOTA ET AL. ) Attention: Derek L. Woods  
Application No.: 10/615,289 ) Attorney  
Filed: July 9, 2003 ) Office of Petitions  
For: METHOD FOR PRODUCING :  
FINE STRUCTURED MEMBER, )  
METHOD FOR PRODUCING :  
FINE HOLLOW STRUCTURED )  
MEMBER AND METHOD FOR :  
PRODUCING LIQUID )  
DISCHARGE HEAD : November 7, 2008

Director for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO DECISION ON PETITION DATED OCTOBER  
27, 2008 AND AMENDMENT TO THE SPECIFICATION**

Sir:

In the Decision on Petition Dated October 27, 2008, it is stated that Applicants Petition, to be grantable, must include four items, and states that the previous submissions lacked item (1); namely, "the reply required to the outstanding Office Action or Notice, unless previously filed". Also, in that Decision on Petition it is stated that:

If applicants would take the section marked "SPEC" and dated 05/08/2008 from the Edan (public Pair) and add to the top of the first page "Amendment to the Specification" and enter that as the replacement for the non compliant amendment to the Specification from 05/08/2008 without any amendment to any thing else, then all non compliant issues would be taken care of;

There is already a compliant list of claims and a compliant set of Drawings and a compliant Abstract of record; and

Applicants are not required to correct that which is already corrected, so only the properly marked up amendments to the Specification starting on and finishing on a separate set of pages from any thing else is required. The papers need to be clearly marked as an amendment to the specification as well.

Accordingly, what follows herein is an "Amendment to the Specification" as referred to above.